

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
Western Division**

**CITY OF ROCKFORD**

on behalf of itself and  
all others similarly situated,

Plaintiff,

v.

**MALLINCKRODT ARD INC.,  
*formerly known as* QUESTCOR  
PHARMACEUTICALS, INC.;  
MALLINCKRODT PLC;  
*and* UNITED BIOSOURCE  
CORPORATION,**

Defendants.

**Civil Action No.: 3:17-cv-50107**

Honorable Frederick J. Kapala  
Judge Presiding

Magistrate Judge Iain D. Johnston

**DEFENDANTS MALLINCKRODT ARD INC.'S AND MALLINCKRODT PLC'S  
MOTION TO DISMISS**

Defendants Mallinckrodt ARD Inc. and Mallinckrodt plc (collectively, "Mallinckrodt") by and through their undersigned counsel, move this Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, for dismissal of Plaintiff City of Rockford's Class Action Complaint (the "Complaint") in its entirety, including as to each of the following counts: Count I under 15 U.S.C. § 2, Count II under 15 U.S.C. § 1, Count III under 18 U.S.C. § 1962(c), Count IV under 18 U.S.C. § 1962(a), Count V under 18 U.S.C. § 1692(d), Count VI under the Illinois Consumer Fraud and Deceptive Practices Act, 815 ILCS 505/1 *et seq.*, Count VII for Unjust Enrichment, and Count VIII for Conspiracy. The grounds for this motion are set forth in the accompanying memorandum of law.

WHEREFORE, Mallinckrodt respectfully requests that the Complaint be dismissed in its entirety, and that the Court grant any additional relief deemed just under the circumstances.

Dated: August 22, 2017.

/s/ Scott Collins Sullivan

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**CERTIFICATE OF LAWYER**

The undersigned hereby certifies that on August 22, 2017, I electronically filed the foregoing instrument with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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